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Attorneys for Samsung Electronics Co., Ltd.,

Samsung Electronics America, Inc., and

Samsung Research America, Inc.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

HUAWEI TECHNOLOGIES CO., LTD., et al.,

Plaintiffs,

v.

SAMSUNG ELECTRONICS CO., LTD., et al.,

Defendants.

SAMSUNG ELECTRONICS CO., LTD. &
SAMSUNG ELECTRONICS AMERICA, INC.

Counterclaim-Plaintiffs,

v.

HUAWEI TECHNOLOGIES CO., LTD.,
HUAWEI DEVICE USA, INC., HUAWEI
TECHNOLOGIES USA, INC., & HISILICON
TECHNOLOGIES CO., LTD.

Counterclaim-Defendants.

CASE NO. 16-cv-02787-WHO

**DECLARATION OF MARK GRAY
IN SUPPORT OF HUAWEI'S
ADMINISTRATIVE MOTION TO
FILE UNDER SEAL CERTAIN
PORTIONS OF ITS UPDATED
ELECTION OF ASSERTED CLAIMS
AND ACCUSED PRODUCTS**

1 I, Mark Gray, declare as follows:

2 1. I am a member of the State Bar of California, admitted to practice before this
3 Court, and an attorney at the law firm of Quinn Emanuel Urquhart & Sullivan, LLP, counsel for
4 Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Research
5 America, Inc. (collectively, "Samsung"). Except as otherwise indicated, I have personal
6 knowledge of the facts stated herein and, if called as a witness, could and would testify thereto.

7 2. Pursuant to Civil L.R. 79-5, I make this declaration in support of Huawei's
8 Administrative Motion to File Under Seal certain portions of its Updated Election of Asserted
9 Claims and Accused Products (Dkt. 318).

10 3. I have reviewed the portions of Huawei's Updated Election of Asserted Claims and
11 Accused Products that contain or suggest confidential Samsung information.

12 4. The portions of Huawei's Updated Election of Asserted Claims and Accused
13 Products sought to be sealed contain certain information about the Samsung accused products that
14 Samsung provided during discovery in a document marked "Highly Confidential – Attorneys'
15 Eyes Only" pursuant to the applicable Protective Order (Dkt. 110). Samsung considers this
16 information highly confidential and does not disclose it to the public. If not sealed, it would harm
17 Samsung's competitive standing by giving competitors insight into Samsung's products, which is
18 something that is currently a source of competitive advantage.

19 5. The Court previously ordered sealed the information in Huawei's Updated Election
20 at Dkt. 130 at 2 n.1 and Dkt. 203.

21
22 I declare under penalty of perjury under the laws of the United States of America that the
23 foregoing is true and correct. Executed July 2, 2018, in Redwood City, California.

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25 /s/ Mark Gray

26 Mark Gray
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ATTESTATION

Pursuant to Civil L.R. 5-1(i)(3), the undersigned attests that concurrence in the filing of this document has been obtained from Mark Gray.

/s/ Victoria F. Maroulis
Victoria F. Maroulis